



Appl. No. 10/706,498
Amtd. dated August 19, 2005
Reply to Office Action of July 19, 2005

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 19, 2005.


Eric R. Wutt
Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/706,498
Applicant : Stephen Donald Allen, et al.
Title : PROCESS FOR EXTRACTING CAROTENOIDS FROM FRUIT AND VEGETABLE PROCESSING WASTE
Filed : November 12, 2003
TC/A.U. : 1761
Examiner : Anthony J. Weier
Docket No. : 3548.2.2
Customer No. : 21552

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This paper is filed in response to the Office Action mailed July 19, 2005. The Examiner has required an election between Group I (claims 1-108) and Group II (claims 109-117). In response to this requirement, Applicants elect Group I (claims 1-108) without traverse.

However, in addition to the above-recited restriction requirement, the Examiner stated that, if Applicants elected Group I, a further election of species was required between the following species:

- “A. Lycopene extract (claims 35-61)”;
- “B. Zeaxanthin and lutein extract claims (claims 62-83)”;
- “C. Beta-carotene extract (claims 84-104)”.

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In response to this species election requirement, Applicants elect species A the "Lycopene extract (claims 35-61)" without traverse.

Finally, it should be noted that a new "Power of Attorney" was recently submitted in the present case. For the convenience of the Examiner, a copy of this Power of Attorney is enclosed herewith. In accordance with this document, Applicants request that all future correspondence be sent to the practitioners associated with Customer Number 21552.

Respectfully submitted,



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Attorney for Applicant

Date: August 19, 2005

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